

BETH C. DRAIN, CA CSR NO. 7152

BEFORE THE
GOVERNANCE SUBSOMMITTEE OF THE
INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE
TO THE
CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE
ORGANIZED PURSUANT TO THE
CALIFORNIA STEM CELL RESEARCH AND CURES ACT
REGULAR MEETING

LOCATION: VIA ZOOM

DATE: DECEMBER 6, 2021
1. P.M.

REPORTER: BETH C. DRAIN, CA CSR
CSR. NO. 7152

FILE NO.: 2021-28

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I N D E X

ITEM DESCRIPTION	PAGE NO.
OPEN SESSION	
1. CALL TO ORDER	3
2. ROLL CALL	3
ACTION ITEMS	
3. CONSIDERATION OF CONTRACT FOR COBALTIX LLC	4
4. CONSIDERATION OF CONTRACT FOR EIDIM AV TECHNOLOGY	4
5. CONSIDERATION OF ICOC PATIENT ADVOCATE MEMBER COMPENSATION	8
CLOSED SESSION	14
6. DISCUSSION OF PERSONNEL [EVALUATION OF CIRM ICOC CHAIR AND VICE-CHAIR] (GOVERNMENT CODE SECTION 11126, SUBDIVISION (A); HEALTH & SAFETY CODE SECTION 125290.30(F) (3) (D)).	
DISCUSSION ITEMS	
7. PUBLIC COMMENT	NONE
8. ADJOURNMENT	16

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DECEMBER 6, 2021; 1 P.M.

CHAIRPERSON GASSON: OKAY. THEN I WOULD
LIKE TO CALL THE MEETING TO ORDER, THE GOVERNANCE
SUBCOMMITTEE. AND, MARIA, WOULD YOU PLEASE CALL THE
ROLL.

MS. BONNEVILLE: DAN BERNAL. GEORGE
BLUMENTHAL.

DR. BLUMENTHAL: HERE.

MS. BONNEVILLE: LINDA BOXER. ELENA
FLOWERS.

DR. FLOWERS: PRESENT.

MS. BONNEVILLE: JUDY GASSON.

CHAIRPERSON GASSON: HERE.

MS. BONNEVILLE: STEVE JUELSGAARD.

MR. JUELSGAARD: HERE.

MS. BONNEVILLE: LINDA MALKAS. ADRIANA
PADILLA.

DR. PADILLA: HERE.

MS. BONNEVILLE: JONATHAN THOMAS.

CHAIRMAN THOMAS: HERE.

MS. BONNEVILLE: ART TORRES.

MR. TORRES: HERE.

MS. BONNEVILLE: KRISTINA VUORI.

DR. VUORI: HERE.

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1 MS. BONNEVILLE: WE HAVE A QUORUM.

2 CHAIRPERSON GASSON: THANK YOU, MARIA. WE
3 HAVE A FEW ITEMS ON THE AGENDA TODAY, AND SO I'D
4 LIKE TO START WITH THE TWO CONTRACTS THAT NEED
5 APPROVAL OF THE GOVERNANCE SUBCOMMITTEE. AND POUNEH
6 SIMPSON WILL WALK US THROUGH BOTH OF THOSE. THANK
7 YOU, POUNEH.

8 MS. SIMPSON: GOOD AFTERNOON. I'M POUNEH
9 SIMPSON, THE DIRECTOR OF FINANCE. AND TODAY I'M
10 GOING TO BE PRESENTING TWO CONTRACTS TO YOU PURSUANT
11 TO CONTRACTING POLICY, THAT ANYTHING OVER 250,000
12 NEEDS GOVERNANCE COMMITTEE APPROVAL.

13 THE FIRST CONTRACT I'M BRINGING TO YOU IS
14 THE COBALTIX CONTRACT. YOU HAVE HEARD OF THIS ONE
15 FROM PRIOR YEARS. IT IS A SERVICE CONTRACT FOR OUR
16 HELPDESK. AND WE DON'T CURRENTLY HAVE STAFFING
17 IN-HOUSE FOR HELPDESK. WE CONTRACT WITH THIS
18 COMPANY FOR TWO DEDICATED SERVICE TECHNICIANS ON AN
19 HOURLY BASIS AND 24-HOUR SUPPORT FOR ALL OUR STAFF
20 WITH AN OFFSITE REMOTE HELPDESK. SO THE TOTAL FOR
21 THIS CONTRACT IS 250,000 THIS YEAR. THE COMPANY IS
22 HEADQUARTERED IN SAN FRANCISCO, SO IT'S A LOCAL
23 COMPANY. AND IF YOU DON'T HAVE ANY QUESTIONS ABOUT
24 THIS ONE, I'LL MOVE TO THE NEXT.

25 CHAIRPERSON GASSON: ANYONE HAVE

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1 QUESTIONS?

2 DR. BLUMENTHAL: QUICK QUESTION. WAS THE
3 PREVIOUS CONTRACT WITH THEM ALSO FOR 250,000?

4 MS. SIMPSON: IT WAS, YES.

5 SO THE NEXT CONTRACT IS OUR AV TECHNOLOGY
6 CONTRACT FOR 325,000. THIS CONTRACT IS NEEDED
7 BECAUSE WE ARE MOVING INTO NEW SPACE, AND IN THIS
8 NEW SPACE WE DON'T HAVE PRIVATE OFFICES. WE HAVE
9 CONFERENCE ROOMS BIG AND SMALL FOR PRIVATE MEETINGS.
10 SO THE CONTRACT INCLUDES THE AV BUILDOUT FOR THE NEW
11 HEADQUARTERS WHICH INCLUDES TWO LARGE CONFERENCE
12 ROOMS, TWO MEDIUM CONFERENCE ROOMS, AND BETWEEN 10
13 TO 13 SMALLER HUDDLE ROOMS WHICH WILL BE OUTFITTED
14 WITH A MONITOR AND AV HOOKUPS SO THAT WE CAN HAVE
15 CONFERENCE MEETINGS. AND THIS COMPANY IS A LOCAL
16 COMPANY AS WELL. THEY'RE HEADQUARTERED IN SAN
17 RAMON. THEY'RE ALSO A CERTIFIED SMALL BUSINESS. SO
18 IT MEETS OUR COMMITMENT TO LOOK LOCALLY AND TO
19 SUPPORT SMALL BUSINESSES.

20 AGAIN, IF YOU HAVE NO QUESTIONS ABOUT THIS
21 ONE, THAT CONCLUDES MY PRESENTATION. IF THERE'S NO
22 OBJECTIONS, I ASK FOR YOUR APPROVAL FOR BOTH OF
23 THESE.

24 CHAIRPERSON GASSON: ARE THERE ANY
25 QUESTIONS FROM THE MEMBERS OF THE COMMITTEE?

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1 MR. JUELSGAARD: YES, I HAVE A QUESTION,
2 JUDY.

3 CHAIRPERSON GASSON: OKAY. GREAT. STEVE.

4 MR. JUELSGAARD: JUST SO I UNDERSTAND THE
5 LAYOUT OF THE NEW HEADQUARTERS, DID YOU SAY THERE
6 ARE NO PRIVATE OFFICES, OR DID I MISUNDERSTAND?

7 MS. SIMPSON: MANAGERS DON'T HAVE PRIVATE
8 OFFICES IN THAT NEW SPACE. I THINK KEVIN IS ONLINE
9 AND CAN ANSWER ANY SPECIFIC QUESTIONS ABOUT OUR NEW
10 SPACE.

11 DR. MARKS: STEVE, THE CURRENT FLOOR PLAN
12 HAS ANYWHERE FROM FOUR TO SIX PRIVATE OFFICES, BUT
13 THEY WILL BE VERY SELECTIVE. MOST OF THE FLOOR PLAN
14 IS AN OPEN FLOOR PLAN SETTING WHICH REQUIRES ANY
15 CONVERSATIONS OUTSIDE OF THAT TO BE OR ANY
16 COLLABORATION SPACE, ANY SMALL CONFERENCES, ET
17 CETERA, WILL BE IN THESE CONFERENCE ROOMS.

18 DR. JUELSGAARD: I'M FAMILIAR WITH THE
19 KIND OF LAYOUT. SO GOOD LUCK WITH THE ALLOCATION OF
20 THE FOUR TO SIX OFFICES.

21 MR. MARKS: YEAH, LOOKING FORWARD TO THAT.

22 CHAIRPERSON GASSON: ANY OTHER QUESTIONS
23 FROM MEMBERS OF THE SUBCOMMITTEE? IF THERE ARE NO
24 OBJECTIONS, I'D LIKE TO GET A MOTION ON THE TABLE TO
25 APPROVE BOTH OF THE CONTRACTS THAT HAVE BEEN

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1 PRESENTED TODAY, THE COBALTIX AND THE EIDEM AV
2 TECHNOLOGY.

3 DR. BLUMENTHAL: SO MOVED.

4 MR. JUELSGAARD: I'LL SECOND.

5 CHAIRPERSON GASSON: ARE THERE ANY
6 ADDITIONAL QUESTIONS AT THIS TIME BY MEMBERS OF THE
7 SUBCOMMITTEE? MARIA, IS THERE ANY PUBLIC COMMENT?

8 MS. BONNEVILLE: I DO NOT SEE ANY HANDS
9 RAISED.

10 CHAIRPERSON GASSON: IN THAT CASE, MARIA,
11 WOULD YOU PLEASE CALL THE ROLL.

12 MS. BONNEVILLE: SURE. I'D LIKE TO REMIND
13 MEMBERS THAT THEY SHOULD NOT PARTICIPATE IF THEY
14 HAVE A FINANCIAL INTEREST IN EITHER OF THE
15 CONTRACTORS. WITH THAT, I WILL CALL ROLL.

16 DAN BERNAL. GEORGE BLUMENTHAL.

17 DR. BLUMENTHAL: YES.

18 MS. BONNEVILLE: LINDA BOXER. ELENA
19 FLOWERS.

20 DR. FLOWERS: YES.

21 MS. BONNEVILLE: JUDY GASSON.

22 CHAIRPERSON GASSON: YES.

23 MS. BONNEVILLE: STEVE JUELSGAARD.

24 MR. JUELSGAARD: YES.

25 MS. BONNEVILLE: LINDA MALKAS.

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DR. MALKAS: YES.
MS. BONNEVILLE: ADRIANA PADILLA.
DR. PADILLA: YES.
MS. BONNEVILLE: JONATHAN THOMAS.
CHAIRMAN THOMAS: YES.
MS. BONNEVILLE: ART TORRES.
MR. TORRES: AYE.
MS. BONNEVILLE: KRISTINA VUORI.
DR. VUORI: YES.
MS. BONNEVILLE: THE MOTION CARRIES.
CHAIRPERSON GASSON: THANK YOU, MARIA.
NEXT I BELIEVE J.T. WILL BE WALKING US
THROUGH THE PATIENT ADVOCATE MEMBER COMPENSATION.
J.T.

CHAIRMAN THOMAS: THANK YOU, MADAM
CHAIRPERSON. SO EVERYBODY HAS THE MEMO ON THIS THAT
WAS ALSO POSTED ON THE AGENDA. AND SORT OF THE CRUX
OF IT IS THAT THE PROPOSITIONS 71 AND 14 MANDATE
PATIENT ADVOCATE INVOLVEMENT IN ALL OF OUR WORKING
GROUPS. AND THAT WORK, WHICH IS SUBSTANTIAL, IS
ABOVE AND BEYOND THEIR NORMAL ROLES AS BOARD MEMBERS
OR SUBCOMMITTEE MEMBERS.

AND SO IN PROP 71 ORIGINALLY IT REQUIRED
THAT THEY BE COMPENSATED A HUNDRED DOLLARS PER
WORKING GROUP MEETING AS A PER DIEM. THAT WAS NOT

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1 ADEQUATE TO COVER THE AMOUNT OF WORK THAT THEY DO OR
2 COMMENSURATE IN ANY FASHION WITH THE CONTRIBUTIONS
3 THAT THE PATIENT ADVOCATES MAKE ON THESE WORKING
4 GROUPS. SO SB 1064 SWITCHED FROM THE PER DIEM
5 CONCEPT TO A DAILY CONSULTING RATE CONCEPT, AND OUR
6 BYLAWS AS THEY'VE SORT OF BEEN DEVELOPED OVER TIME
7 HAVE COME TO THE NEW STANDARD THAT THE DAILY
8 CONSULTING RATE FOR PATIENT ADVOCATES WILL BE 75
9 PERCENT OF THAT RATE GIVEN TO THE SCIENTIFIC MEMBERS
10 OF THE GWG, WHICH AMOUNT IS \$750. SO 75 PERCENT OF
11 THAT IS \$562.50. AND SO THE AUTHORIZATION TO
12 PROCEED WITH THAT AS THE NEW DAILY CONSULTING RATE
13 FOR PATIENT ADVOCATES IS THE ITEM ON THE TABLE RIGHT
14 NOW.

15 SO, MADAM CHAIRPERSON, IF YOU WOULD
16 ENTERTAIN A MOTION OR QUESTIONS ON THIS ITEM.

17 CHAIRPERSON GASSON: THANK YOU, J.T. ARE
18 THERE ANY QUESTIONS FROM MEMBERS OF THE SUBCOMMITTEE
19 AT THIS TIME?

20 MR. JUELSGAARD: GO AHEAD, GEORGE. I'LL
21 BE NEXT.

22 DR. BLUMENTHAL: OKAY. SO MY QUESTION --
23 I HAVE NO PROBLEMS WITH THE IDEA OF PAYING THIS NEW
24 FEE. MY QUESTION HAS TO DO WITH PATIENT ADVOCATES'
25 PARTICIPATION IN BOARD MEMBERS AS MEMBERS OF THE

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1 BOARD. AS I UNDERSTAND THIS PROPOSAL, THIS WOULD
2 ALSO APPLY TO THEIR PARTICIPATION IN THE BOARD AS
3 WELL; IS THAT CORRECT?

4 MS. BONNEVILLE: YES, THAT IS CORRECT.

5 DR. BLUMENTHAL: SO IT'S REALLY A QUESTION
6 ON MY PART RAISING THE QUESTION OF D I'M A LITTLE
7 BIT UNCOMFORTABLE, I THINK I WOULD AT LEAST PUT IT
8 ON THE TABLE, OF HAVING A BOARD IN WHICH SOME
9 MEMBERS OF THE BOARD ARE PAID FOR THEIR
10 PARTICIPATION IN BOARD MEETINGS AND OTHER MEMBERS OF
11 THE BOARD ARE NOT. AND I THINK THAT IS AT LEAST A
12 MATTER OF CONCERN THAT I WOULD RAISE.

13 CHAIRMAN THOMAS: THANK YOU, GEORGE. I
14 THINK THE NOTION HERE IS THIS IS TO MAKE UP FOR THE
15 FACT THAT IN THE AGGREGATE THE AMOUNT OF WORK THAT
16 THE PATIENT ADVOCATES PUT IN IS DESERVING OF THIS
17 DAILY CONSULTING RATE. AND IT SORT OF -- THEY'RE
18 THE ONLY MEMBERS OF THE BOARD WHO ARE, IN ADDITION
19 TO EVERYTHING ELSE THEY DO, REQUIRED TO BE ON THE
20 WORKING GROUPS. SO WHEN YOU KIND OF ADD IT
21 ALTOGETHER, IT'S A VERY SUBSTANTIAL BODY OF WORK.
22 AND THAT'S THE UNDERLYING THEORY HERE.

23 MR. JUELSGAARD: MY QUESTION REALLY
24 RELATES TO HOW THE RECOMMENDATION INTERACTS WITH THE
25 BYLAWS. SO IN THE VERY FIRST PARAGRAPH ON THE

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1 SECOND PAGE, WE HAVE A SERIES OF THREE BYLAWS. THE
2 FIRST IS TO DETERMINE THAT ON AN INDIVIDUAL BASIS
3 THAT A PATIENT ADVOCATE'S SERVICE ON A WORKING GROUP
4 REQUIRES AN EXTRAORDINARY COMMITMENT OF TIME.
5 SECOND, THAT THE BYLAWS LIMIT THE COMPENSATION RATE
6 TO 75 PERCENT OF THE DAILY CONSULTING RATE. AND
7 THEN THE THIRD IS NO PATIENT ADVOCATE CAN RECEIVE
8 ANY MORE FOR THEIR SERVICE ON A WORKING GROUP ABOVE
9 \$50,000 UNLESS THE BOARD APPROVES AN EXCEPTION.

10 SO AS I UNDERSTAND IT, THOSE ARE EXISTING
11 BYLAWS; IS THAT CORRECT?

12 CHAIRMAN THOMAS: YES, THAT'S MY
13 UNDERSTANDING.

14 MR. JUELSGAARD: IS THIS AN AMENDMENT TO
15 THE BYLAWS? WHAT'S GOING ON PROCEDURALLY HERE WITH
16 THE RECOMMENDATION BECAUSE I'M NOT QUITE SURE I CAN
17 MARRY THE TWO.

18 CHAIRMAN THOMAS: KEVIN, DO YOU HAVE AN
19 ANSWER TO THAT? I'LL TAKE A STAB AT IT.

20 DR. MARKS: SO THE EXPECTATION IS IF THIS
21 GROUP APPROVES THE RECOMMENDATION, THEN WE CAN GO
22 FORWARD WITH AMENDING THE BYLAWS SO THAT WE ADOPT
23 THAT RECOMMENDATION INTO THE BYLAWS.

24 MS. BONNEVILLE: CORRECT.

25 MR. JUELSGAARD: ALL RIGHT. SO WHAT WOULD

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1 HAPPEN THEN IS WE COME TO THE NEXT ICOC MEETING WITH
2 A PRESENTATION AIMED AT AMENDING THE BYLAWS THAT ARE
3 REFERENCED IN THE FIRST PARAGRAPH OF THE SECOND PAGE
4 OF THIS MEMO. IS THAT WHAT WE ARE DOING?

5 DR. MARKS: CORRECT.

6 MR. JUELSGAARD: GOT IT. OKAY. THANK
7 YOU.

8 CHAIRPERSON GASSON: ANY OTHER QUESTIONS
9 FROM MEMBERS OF THE SUBCOMMITTEE? MAY HAVE A MOTION
10 TO APPROVE THE PROPOSAL FOR THE PATIENT ADVOCATE
11 MEMBER COMPENSATION PLEASE.

12 MR. JUELSGAARD: I'LL MOVE.

13 CHAIRMAN THOMAS: SECOND.

14 CHAIRPERSON GASSON: J.T. SECONDS. ARE
15 THERE ANY OTHER QUESTIONS FROM THE SUBCOMMITTEE?
16 MARIA, ARE THERE ANY QUESTIONS FROM MEMBERS OF THE
17 PUBLIC?

18 MS. BONNEVILLE: NO.

19 CHAIRPERSON GASSON: OKAY.

20 MR. TORRES: MADAM CHAIR, ARE THERE ANY --
21 I DON'T SEE ANY PATIENT ADVOCATES THAT ARE ON THE
22 CALL HERE, RIGHT?

23 MS. BONNEVILLE: THERE ARE PATIENT
24 ADVOCATES ON THE CALL, AND THEY WILL NOT BE ASKED TO
25 PARTICIPATE IN THE VOTE.

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1 MR. TORRES: OKAY. GOOD. BECAUSE J.T.
2 AND I ARE THE ONLY BOARD MEMBERS THAT SERVE ON THE
3 WORKING GROUP THAT ARE NOT REIMBURSED AS A PATIENT
4 ADVOCATE.

5 CHAIRPERSON GASSON: THANK YOU, ART.
6 THERE ARE NO QUESTIONS FROM THE MEMBERS OF THE
7 PUBLIC, IN WHICH CASE, MARIA, COULD YOU CALL THE
8 ROLL PLEASE.

9 MS. BONNEVILLE: GEORGE BLUMENTHAL.

10 DR. BLUMENTHAL: YES.

11 MS. BONNEVILLE: LINDA BOXER. JUDY
12 GASSON.

13 CHAIRPERSON GASSON: YES.

14 MS. BONNEVILLE: STEVE JUELSGAARD.

15 MR. JUELSGAARD: YES.

16 MS. BONNEVILLE: LINDA MALKAS.

17 DR. MALKAS: YES.

18 MS. BONNEVILLE: JONATHAN THOMAS.

19 CHAIRMAN THOMAS: YES.

20 MS. BONNEVILLE: ART TORRES.

21 MR. TORRES: AYE.

22 MS. BONNEVILLE: KRISTINA VUORI.

23 DR. VUORI: YES.

24 MS. BONNEVILLE: THE MOTION CARRIES.

25 CHAIRPERSON GASSON: ALL RIGHT. THANK YOU

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1 VERY MUCH, EVERYONE. WE WILL NOW BE GOING INTO
2 CLOSED SESSION. AND I'D LIKE TO ASK KEVIN TO PLEASE
3 READ THE LANGUAGE AROUND CLOSED SESSION.

4 DR. MARKS: AT THIS POINT IN THE MEETING,
5 SINCE WE'RE MOVING INTO A DISCUSSION OF PERSONNEL
6 PURSUANT TO GOVERNMENT CODE SECTION 11126(A) AND
7 HEALTH & SAFETY CODE SECTION 125290.30(F)(3)(D), WE
8 WILL NOW BE MOVING INTO CLOSED SESSION.

9 MS. BONNEVILLE: WHAT WE WILL DO NOW IS
10 WE'RE GOING TO PLACE YOU IN A BREAKOUT ROOM. SO I'M
11 NOT SURE IF IT'S DOUG OR MARIANNE THAT WILL BE DOING
12 THAT, AND IT WILL JUST FOR THE BOARD MEMBERS ON THE
13 CALL, KEVIN, AND MYSELF.

14 MR. TORRES: EXCEPT FOR J.T. AND I,
15 CORRECT?

16 MS. BONNEVILLE: YOU WILL BE PART OF IT
17 FOR THE BEGINNING AND THEN YOU WILL BOTH BE OFF THE
18 CALL AFTER THAT.

19 MR. TORRES: OKAY.

20 (THE SUBCOMMITTEE THEN WENT INTO
21 CLOSED SESSION, NOT REPORTED, NOR HEREIN
22 TRANSCRIBED. AT THE CONCLUSION OF THE CLOSED
23 SESSION, THE FOLLOWING WAS HEARD IN OPEN SESSION.)

24 CHAIRPERSON GASSON: OKAY. WE ARE BACK IN
25 THE PUBLIC SESSION NOW. AND IS THERE ANY COMMENT

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1 FROM THE MEMBERS OF THE COMMITTEE AT THIS POINT?

2 DR. MARKS: PROCEDURALLY I WOULD JUST LIKE
3 TO SAY THAT WE HAVE COME OUT OF CLOSED SESSION, AND
4 THERE WERE NO DECISIONS THAT NEED TO BE DISCUSSED.

5 CHAIRPERSON GASSON: THANK YOU, KEVIN.
6 ANY COMMENTS FROM MEMBERS OF THE PUBLIC, MARIA?

7 MS. BONNEVILLE: I SEE NO HANDS RAISED.

8 CHAIRMAN THOMAS: SEEING NO COMMENT FROM
9 SUBCOMMITTEE MEMBERS OR FROM THE PUBLIC, WE ARE
10 PREPARED TO ADJOURN THIS MEETING.

11 MS. BONNEVILLE: THANK YOU, EVERYONE.

12 CHAIRPERSON GASSON: THANK YOU, EVERYONE.
13 AND SEE YOU NEXT TUESDAY.

14 (THE MEETING WAS THEN CONCLUDED AT 2:26 P.M.)

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REPORTER'S CERTIFICATE

I, BETH C. DRAIN, A CERTIFIED SHORTHAND REPORTER IN AND FOR THE STATE OF CALIFORNIA, HEREBY CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE ZOOM PROCEEDINGS BEFORE THE GOVERNANCE SUBCOMMITTEE OF THE INDEPENDENT CITIZEN'S OVERSIGHT COMMITTEE OF THE CALIFORNIA INSTITUTE FOR REGENERATIVE MEDICINE IN THE MATTER OF ITS REGULAR MEETING HELD ON DECEMBER 6, 2021, WAS HELD AS HEREIN APPEARS AND THAT THIS IS THE ORIGINAL TRANSCRIPT THEREOF AND THAT THE STATEMENTS THAT APPEAR IN THIS TRANSCRIPT WERE REPORTED STENOGRAPHICALLY BY ME AND TRANSCRIBED BY ME. I ALSO CERTIFY THAT THIS TRANSCRIPT IS A TRUE AND ACCURATE RECORD OF THE PROCEEDING.

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